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JUL 17 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of
Burbank et al.

Examiner: Charles A. Marmor, II

Group Art Unit: 3736

For: **ELECTROSURGICAL BIOPSY
DEVICE AND METHOD**

Serial No.: 10/650,027

Filed: August 27, 2003

Atty. Docket No.: R0367-00302

**REQUEST FOR CONTINUED
EXAMINATION UNDER
37 CFR §1.114**

CERTIFICATE OF MAILING/FACSIMILE PURSUANT TO 37 C.F.R. §18

I hereby certify that this correspondence is being transmitted by facsimile to Examiner Charles A. Marmor, II at (571) 273-8300, Mail Stop RCF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22314-1450 on 7-17-06 in San Francisco, CA.

By: Charles A. Marmor, II

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a request for continued examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____ (any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.

iii. ☐ Other: _____.

b. ☒ Enclosedi. ☒ Amendmentii. ☐ Affidavit(s)/Declaration(s)iii. ☐ Information Disclosure Statement (IDS)iv. ☒ Other: Request for Extension of Time (1 mo.)

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2. Filing Fees Due

Description	Fee Code	Claims	Extra	Rate	Fee
RCE Fee	2801				\$395.
Independent Claims	2201	6 - 6 =	0 x	\$100.=	\$-0-
Total Claims	2202	33 - 34 =	0 x	\$25.=	\$-0-

Total Fees Due\$395.

- 3. Additional Fees: Request for Extension of Time for one (1) month from July 12, 2006 to August 12, 2006 pursuant to 37 CFR §1.17(a)(1).....**\$60.****

Total Fees Due\$455.

4. Payment of Fees

/X/ The Commissioner is hereby authorized to charge the fees due, the deficiency in fees due and to credit any overpayment of fees which may be required under 37 CFR §1.16 and §1.17, to Deposit Account No. 04-1679, referencing Atty. Docket No. R0367-00302. A duplicate copy of this sheet is enclosed for fee processing.

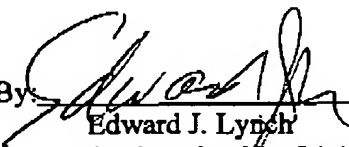
5. Address all future communications to:

Edward J. Lynch
DUANE MORRIS LLP
One Market
Spear Tower, Suite 2000
San Francisco, CA 94105

6. Other documents enclosed herewith:

/ / _____

Respectfully submitted,

By: 

Edward J. Lynch
Registration No. 24,422
Attorney for Applicants

DUANE MORRIS LLP
One Market
Spear Tower, Ste. 2000
San Francisco, CA 94105
Telephone: (415) 957-3000
Facsimile: (415) 957-3001
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) Examiner: Charles A. Marmor, II

) Group Art Unit: 3736

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EXAMINATION UNDER
37 CFR 1.114**

CERTIFICATE OF MAILING/FACSIMILE PURSUANT TO 37 C.F.R. §1.8

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By: Charles A. Marmor, II

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.

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b. ☒ Enclosed

i. ☒ Amendment

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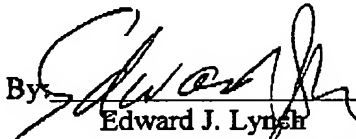
Edward J. Lynch
DUANE MORRIS LLP
One Market
Spear Tower, Suite 2000
San Francisco, CA 94105

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6. Other documents enclosed herewith:

/ / _____

Respectfully submitted,

By 

Edward J. Lynch
Registration No. 24,422
Attorney for Applicants

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